

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

FIDELITY NATIONAL TITLE
INSURANCE COMPANY

Plaintiff,

v.

APM MANAGEMENT SERVICE'S, LLC,
RICHARD C. APPELBAUM, SARAH JANE
APPELBAUM, and BANK OF AMERICA,
N.A., a nominal defendant,

Defendants.

Case No. 4:22-cv-01391-JAR

**PLAINTIFF'S VOLUNTARY DISMISSAL OF
NOMINAL DEFENDANT BANK OF AMERICA, N.A.**

COMES NOW Plaintiff Fidelity National Title Insurance Company ("Plaintiff"), by and through its undersigned counsel, and pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, and hereby voluntarily dismisses its claims against nominal Defendant Bank of America, N.A. without prejudice.

Dated: March 17, 2023

Respectfully submitted,

LEWIS RICE LLC

By: /s/Jacqueline K. Graves
John B. Greenberg, #MO40242
Jacqueline K. Graves, #MO64875
600 Washington Ave. Suite 2500
St. Louis, Missouri, 63105
Telephone: 314-444-7600
Fax: 314-612-7675
jgreenberg@lewisrice.com
jgraves@lewisrice.com

FOX ROTHSCHILD, LLP

By: /s/ John A. Wait
John A. Wait, admitted pro hac vice
101 Park Avenue, 17th Floor
New York, NY 10018
Tel: (212) 878-7900
Fax: (212) 692-0940
jwait@foxrothschild.com

*Counsel for Fidelity National Title
Insurance Company*

CERTIFICATE OF SERVICE

I hereby certify that on the 17th day of March 2023, a copy of the foregoing was filed electronically via the CM/ECF System. Notice of this filing will be sent to all counsel of record by operation of the Court's electronic filing system.

/s/ Jacqueline K. Graves